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Brett G. Kappel
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December 22, 2005

Jeff S. Jordan
Supervisory Attorney
Complaints Examination &
Legal Administration
Federal Election Commission
999 E Street, N.W.
Washington, D.C. 20463

Re: MUR 5691 - Designation of Counsel Statements and Request for an
Extension of Time

Dear Mr. Jordan:

Enclosed please find five (5) Designation of Counsel Statements authorizing me to act as counsel for the Iowa Machine Shed Co., the Whalen for Congress Committee, Kirk Whalen as treasurer of the Whalen for Congress Committee, Carmen Darland and Brian Dumas in the above-entitled action. In addition to these respondents, I have also been retained to represent the candidate, Mike Whalen. The Designation of Counsel Statement authorizing me to act as counsel for Mike Whalen will be filed with the Commission shortly. The complaint in MUR 5691 incorrectly names as a respondent Heart of America Restaurants & Inns, Inc. There is no such legal entity. Heart of America Restaurants & Inns is merely a trademark used by the Iowa Machine Shed Co. in connection with the Machine Shed chain of restaurants.

The complaint in MUR 5691 was served on the above-named respondents on December 13, 2005 and I was formally designated as their counsel yesterday. As you know, 11 C.F.R. § 111.6(a) provides that a respondent may file a written response to a complaint within fifteen (15) days of receiving it. Since the above-named respondents were served on December 13, 2005, a response is due next Wednesday, December 28, 2005, during the week between Christmas and New Years.

Although I have initiated an investigation into the allegations of the complainant, there will not be sufficient time to complete that effort and prepare and file a written response by December 28, 2005. In order to prepare a complete response, I will need to interview a number

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Jeff S. Jordan
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of witnesses who have direct knowledge of the events alleged to have occurred in the complaint. As you can imagine, many of these witnesses have already made travel plans for the holidays and several will not be available until after January 1, 2006. Accordingly, I hereby request an extension of time of thirty (30) days until January 26, 2006 in order to file a response to the complaint in MUR 5691.

Sincerely,



Brett G. Kappel

Enclosures

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FEDERAL ELECTION COMMISSION
Office of General Counsel
999 E Street, NW
Washington, DC 20463

STATEMENT OF DESIGNATION OF COUNSEL
Please use one form for each Respondent/Witness
FAX (202) 219-3923

MUR: 5691

COUNSEL: BRETT G. KAPPEL

FIRM: VORYS, SATER, SEYMOUR and PEASE LLP

ADDRESS: 1828 L Street NW

TELEPHONE - OFFICE: (202) 467-8886

FAX: (202) 533-9086

The above-named individual is hereby designated as my counsel and is authorized to receive any notifications and other communications from the Commission and to act on my behalf before the Commission.

12/21/05
Date

Charles H. Ullrich
Signature CHARLES H. ULLRICH

VICE PRESIDENT
Title

RESPONDENT/WITNESS NAME (PRINT): IOWA MACHINE SHED CO.

MAILING ADDRESS: 1501 RIVER DRIVE

MOLINE IL 61265

TELEPHONE - HOME: ()

OFFICE: (309) 797-9300

Information is being sought as part of an investigation being conducted by the Federal Election Commission and the confidentiality provisions of 2 U.S.C. § 437g(a)(12)(A) apply. This section prohibits making public any investigation conducted by the Federal Election Commission without the express written consent of the person under investigation

27044161032



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FAX (202) 219-3923

MUR: 5691

COUNSEL: BRETT G. KAPPEL

FIRM: VORYS, SATER, SEYMOUR and PEASE LLP

ADDRESS: 1828 L Street NW

TELEPHONE - OFFICE: (202) 467-8886

FAX: (202) 533-9086

The above-named individual is hereby designated as my counsel and is authorized to receive any notifications and other communications from the Commission and to act on my behalf before the Commission.

12/20/2005 [Signature] TREASURER
Date Signature KIRKE E. WHALEN Title

RESPONDENT/WITNESS NAME (PRINT): WHALEN FOR CONGRESS COMMITTEE

MAILING ADDRESS: PO BOX 750
BETTENDORF IA 52722

TELEPHONE - HOME: ()

OFFICE: (563) 323-6453

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27044161033



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MUR: 5691

COUNSEL: BRETT G. KAPPEL

FIRM: VORYS, SATER, SEYMOUR and PEASE LLP

ADDRESS: 1828 L Street NW

TELEPHONE - OFFICE: (202) 467-8886

FAX: (202) 533-9086

The above-named individual is hereby designated as my counsel and is authorized to receive any notifications and other communications from the Commission and to act on my behalf before the Commission.

12/20/05 [Signature] TREASURER
Date Signature Title

RESPONDENT/WITNESS NAME (PRINT): KIRK E WHALEN TREASURER
WHALEN FOR CONGRESS

MAILING ADDRESS: PO BOX 750
BETTENDORF IA 52722

TELEPHONE - HOME:

OFFICE: (563) 323-6453

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COUNSEL: BRETT G. KAPPEL

FIRM: VORYS, SATER, SEYMOUR and PEASE LLP

ADDRESS: 1828 L Street NW

TELEPHONE - OFFICE: (202) 467-8886

FAX: (202) 533-9086

The above-named individual is hereby designated as my counsel and is authorized to receive any notifications and other communications from the Commission and to act on my behalf before the Commission.

12-21-05
Date

Carmen Darland
Signature

Title

RESPONDENT/WITNESS NAME (PRINT): CARMEN DARLAND

MAILING ADDRESS: 1501 RIVER DRIVE

MOLINE IL 61265

TELEPHONE - HOME:

OFFICE: (309) 743-3261

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FAX (202) 219-3923

MUR: 5691

COUNSEL: BRETT G. KAPPEL

FIRM: VORYS, SATER, SEYMOUR and PEASE LLP

ADDRESS: 1828 L Street NW

TELEPHONE - OFFICE: (202) 467-8886

FAX: (202) 533-9086

The above-named individual is hereby designated as my counsel and is authorized to receive any notifications and other communications from the Commission and to act on my behalf before the Commission.

December 26, 05 Brian Dumas _____
Date Signature Title

RESPONDENT/WITNESS NAME (PRINT): BRIAN DUMAS

MAILING ADDRESS: 5200 SW 30TH STREET

DAVENPORT IA 52802

TELEPHONE - HOME:

OFFICE: (563) 884-4444

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